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**RESOLUTION NO. R-16-12**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
COLTON AMENDING THE CONTRACT WITH THE CALIFORNIA  
DEPARTMENT OF EDUCATION FOR PRESCHOOL SERVICES  
TO REFLECT AN UNANTICIPATED REDUCTION IN THE  
MINIMUM DAYS OF OPERATION**

**WHEREAS**, the Human Services Division of the Community Services Department currently operates a Preschool Program, in partnership with Sierra Vista Baptist Church, which is funded by the State of California Department of Education, through State Contract CSPP-1426, and;

**WHEREAS**, this State Preschool Contract CSPP-1426 has a Minimum Days of Operation requirement of 180 days, and a Certified Days of Enrollment requirement of 12,842 days, in order to earn the Maximum Reimbursable Amount of the contract, and;

**WHEREAS**, on the evening of Wednesday, May 2, 2012, the Sierra Vista Baptist Church had a burglary which resulted in conditions, including a complete loss of electricity, which were unsuitable to operate the Preschool Program, and;

**WHEREAS**, the Preschool Program was cancelled on Thursday, May 3, and Friday, May 4, 2012, to ensure the safety of participants, until repairs could be completed restoring the facility to a suitable condition to safely operate the Preschool Program, and;

**WHEREAS**, this two-day closure resulted in the loss of two Minimum Days of Operation, and 222 Certified Days of Enrollment, when compared to the attendance level of the previous week, and;

**WHEREAS**, California Department of Education policy, as related in Management Bulletin 10-09 provides against loss of funds due to circumstances beyond the control of the contractor, and;

**WHEREAS**, this policy requires the governing board of the contractor to adopt a resolution which fully describes the nature of these circumstances and resulting effect on program operations.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF COLTON DOES  
HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1:** The staff report accompanying this resolution is found to be true, is adopted as findings, and incorporated into this resolution.

**SECTION 2:** The City Council supports the decision of staff to cancel the Preschool Program on Thursday, May 3, and Friday, May 4, as in the safety interest of program participants.

**SECTION 3:** As a result of this cancellation, the City Council approves an amendment to State Contract CSPP-1426, reducing the Minimum Days of Operation for the State Preschool Program from 180 to 178.

**PASSED, APPROVED AND ADOPTED** this 5th day of June, 2012.

  
SARAH S. ZAMORA, Mayor

ATTEST:

EILEEN C. GOMEZ, City Clerk

CITY OF COLTON  
CITY CLERK'S CERTIFICATE

STATE OF CALIFORNIA )  
COUNTY OF SAN BERNARDINO )ss.  
CITY OF COLTON )

I, **Eileen C. Gomez**, City Clerk of the City of Colton, California, do hereby certify that the foregoing is a full, true and correct copy of **RESOLUTION NO. R-16-12**, duly adopted by the City Council of said City, and approved by the Mayor of said City, at its Special Meeting of said City Council held on the **5<sup>th</sup> day of June, 2012**, and that it was adopted by the following vote, to wit:

AYES: COUNCIL MEMBER: Toro, Gonzales, Yzaguirre, Oliva, Bennett,  
Perez, and Mayor Zamora

NOES: COUNCIL MEMBER: None

ABSENT: COUNCIL MEMBER: None

ABSTAIN: COUNCIL MEMBER: None

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City of Colton, California, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
EILEEN C. GOMEZ, CMC  
City Clerk  
City of Colton